

Docket No.: P-204.00 CON



01-07102

SECTOR

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mattes et al.) Group Art Unit:
Application No.: 09/963,341)
Filed: September 24, 2001)
For: ALPHA 1-ANTITRYPsin PREPARATION AS) Examiner: To be assigned
WELL AS A METHOD FOR PRODUCING)
THE SAME)

Assistant Commissioner for Patents
Washington, D.C. 20231
Attention: Box Missing Parts

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION**

In response to the Notice of Missing Parts dated October 18, 2001, for the above-identified continuation patent application, enclosed are:

- Copy of Executed Declaration For Patent Application from prior copending parent application Serial No. 09/445,590 filed 03/13/00, and
- Copy of Notice to File Missing Parts of Nonprovisional Application.

Since this is a Rule 1.53(b) Continuation application, Applicants believe they only need to submit a copy of the executed Declaration from copending parent application Serial No. 09/445,590, and believe that no fees are required. However, if any fees are due, please charge to our Deposit Account No. 02-1437 (P-204.00CON). A duplicate copy of this sheet is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "C. Joseph Faraci".

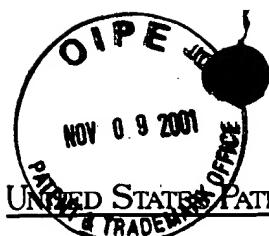
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CERTIFICATE OF EXPRESS MAILING

I hereby certify that this document (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as Express Mail, Label No. EL800474878US, in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231, on November 9, 2001.

By: Diane Branham
Diane Branham



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/963,341	09/24/2001	Erwin Mattes	P-204.00CON

CONFIRMATION NO. 2148

FORMALITIES LETTER



OC000000006932574

Baxter Healthcare Corporation
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 Irvine, CA 92614

Date Mailed: 10/18/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

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 PART 2 - COPY TO BE RETURNED WITH RESPONSE